

**WEST VALLEY CITY, UTAH**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE CITY TO ACQUIRE,  
BY NEGOTIATION OR CONDEMNATION, REAL  
PROPERTY FROM RUSSELL K. JONES TRUST LOCATED  
AT 1745 WEST RESEARCH WAY IN WEST VALLEY CITY.**

**WHEREAS**, pursuant to State law, West Valley City may purchase, receive, hold, sell, lease, convey, and dispose of real property for the benefit of the City, and also has the power of eminent domain to acquire property for public purposes and uses, including public transportation projects; and

**WHEREAS**, the City Council of West Valley City, Utah, has determined that it is in the best interests of the health, safety and welfare of the citizens of West Valley City to acquire a certain parcel of property located at 1745 West Research Way and Redwood Road in order to facilitate construction of the Utah Transit Authority Light Rail Project; and

**WHEREAS**, the City Council of West Valley City, Utah, has determined that acquisition of said parcel of property would be for a public purpose and use; and

**WHEREAS**, the parcel of property to be acquired is shown on the map attached as an exhibit to this Resolution and is a portion of the property further described as follows:

PROPERTY OWNERS:      RUSSELL K. JONES TRUST  
PARCEL NUMBER:        15-27-126-071

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of West Valley City, Utah, that the City, by and through the City staff, is authorized to acquire the fee title and an easement to the required portions of the above-described real property, free and clear of all outstanding liens or encumbrances. This acquisition may be made by offer and negotiation with the owners of the interests in the parcel of real property by City staff or Utah Transit Authority staff or agents, for good and valuable consideration equal to the fair market value of said parcel; and

**BE IT FURTHER RESOLVED** that the Mayor is hereby authorized to accept and record the deed and easement to said property and to execute any and all documents that may be necessary to complete the acquisition of said real property; and

**BE IT FURTHER RESOLVED** that should negotiations to acquire the property be unsuccessful, and the use of eminent domain or other legal action be necessary, the City, through its legal counsel, is authorized to undertake condemnation action or such other legal action as may be necessary to acquire, in the name of the City, all interests in the above-described real property in accordance with the applicable statutes relating to eminent domain and, if necessary, to make application for an Order of Immediate Occupancy, permitting the City to take immediate possession of the above-described real property.

**PASSED, APPROVED, and MADE EFFECTIVE** this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

WEST VALLEY CITY

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY RECORDER